

The Fire Safety Code Board of Appeal & Review met in Conference Room 109 at 260 West Exchange Street, Providence, RI on Tuesday, May 16, 2006 at 1:00 PM. Present were Chairman Farrell, Vice Chairman Coutu and Commissioners Burlingame, Pearson, Newbrook and Richard. Also present were Executive Director Thomas Coffey, Jr., Esq. and Assistant Administrative Officer Carol Marsella. The following appeals were considered.

Appeal #060617: Dr. Deborah Very King for the property located at 2299 Tower Hill Road in North Kingstown. DSFM Cynthia Dehler appeared for the State Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Vice Chairman Coutu to grant a variance from the provisions of section 16.2.11.1.1 and to grant the State Fire Marshal's office the authority to issue a temporary certificate of occupancy for this facility once that office is satisfied that all life safety systems are in place. The motion was unanimous.

Appeal #060614: Mr. Jack Lee and Mr. Wesley Morry, for the property located at 7 Main Street in North Kingstown. ADSFM Gordon Walsh appeared for the North Kingstown Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner Burlingame, to deny the Applicant's request for relief from the provisions of section 6.1.14.4.1. The Applicant is directed to achieve the required separation between floors, to change the occupancy, or install a compliant sprinkler system, plans for such to be submitted to the North Kingstown Fire Marshal's office within thirty days, if that

option is so chosen. The motion was unanimous. This file is to remain open.

Appeal #060613: Mr. Richard Cassarino for the property located at 177 Atwells Avenue, Providence. ADSFM Richard Fournier appeared for the Providence Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Vice Chairman Coutu, to grant a variance from the provisions of section 13.1.6 predicated upon a municipal fire alarm and a compliant sprinkler system in this facility. The above captioned systems shall be deemed required systems for this facility. The Board grants a time variance of 120 days from the date of this decision in order to correct any outstanding deficiencies. The motion was unanimous.

Appeal #060137: Mr. Louis Peters for the property located at 395 Westminster Avenue, Providence. ADSFM Richard Fournier appeared for the Providence Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Richard, to grant the following relief. The Applicant is granted a time variance of thirty days in which to document the rated separation between the occupancies. If that is not possible, the Applicant shall install a compliant sprinkler system in the nightclub occupancy according to the following timetable. The Applicant shall submit stamped sprinkler drawings in sixty days, and the compliant sprinkler system shall be installed in the nightclub occupancy within 120 days from July 1, 2006 with a reduction in occupancy until the date of compliance. All

penetrations shall be corrected at the direction and to the satisfaction of the Providence Fire Marshal's office. The motion was unanimous.

Appeal #060148: 2300 East Main Road, Portsmouth. ADSFM Jeffrey Lynch, for the Portsmouth Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Richard, to grant the Applicant's requested variances. The motion was unanimous.

Appeal #050045: Mr. William Connerton, for the property located at 30 Sandy Point Road, Portsmouth. ADSFM Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. Vice Chairman Coutu made a motion, seconded by Commissioner Pearson, to grant the Applicant's requested variances, predicated upon the installation of sprinklers in the means of egress and an exterior stairwell for apartment #3. The storage area at the north end of the building shall be treated in lieu of true segregation. All deficiencies shall be corrected within 120 days of the date of the decision, and the AHJ is granted the authority to extend the time variance up to ninety additional days for good faith efforts shown. The motion was unanimous.

Appeal #050313: Joseph R. Palumbo, Esq. and State Representative Laughlin, for the property located at 3352 East Main Road in Portsmouth. ADSFM Jeffrey Lynch and Firefighter Martin appeared for the Portsmouth Fire Marshal's office. Commissioner Newbrook

made a motion, seconded by Commissioner Richard, to approve the Applicant's plan of action to address the deficiencies noted by the AHJ. The deficiencies shall be corrected within 120 days, and the AHJ has the ability to extend this time variance by an additional ninety days for good faith shown. The motion was unanimous.

Dr. Susan Lusi, Superintendent, with a plan of action for the following Portsmouth Public Schools.

Appeal #050083: 125 Jepson Lane

Appeal #050084: 120 Education Lane

Appeal #050085: 53 Tallman Avenue

Appeal #050086: 1 Frank Coelho Drive

Appeal #050087: 1351 West Main Road

Commissioner Burlingame made a motion, seconded by Commissioner Newbrook, to approve the Applicant's plan of action for the above captioned facilities. These files are to remain open. The motion was unanimous.

Under old business, Vice Chairman Coutu made a motion, seconded by Commissioner Pearson, to ratify the subcommittee's recommendation from the 5-10-06 hearing. The motion was unanimous.

The Board reviewed the proposals for the place of worship

occupancies. By a unanimous vote, the Board reconfirmed the compliance date of July 1, 2008 in blanket variance 05-16, extended the survey inspection date to July 1, 2007, extended the date of completion of the matrix to December 31, 2007 and created a sub-category in the place of assembly occupancy specific to places of worship. The motion was unanimous.

The Board voted unanimously to amend blanket variance 05-13 so that the phrase, “hardwired, interconnected smoke and carbon monoxide detectors” shall now read, “hardwired or wireless, interconnected smoke and carbon monoxide detectors”.

Respectfully submitted,

Carol Marsella